SUPREME COURT OF THE STATE OF NEW YOR COUNTY OF KINGS: CRIMINAL TERM, PART 10	K
THE PEOPLE OF THE STATE OF NEW YORK,	

ANSWER TO OMNIBUS MOTION

-against-

Indictment No. 3289/2004

GARNELL THOMPSON,

Defendant.	 •	
Detellarie.		_
	 	X

MARK J. HALE, an attorney-at-law and an Assistant District Attorney in Kings County, affirms under penalties of perjury that:

I am submitting this affirmation in answer to the above-captioned defendant's Omnibus Motion, dated July 30, 2004. I believe the following facts to be true based on information in the records and files of this Office.

The People have previously served upon the defendant and filed with the court a Voluntary Disclosure Form together with notices and attachments (hereinafter collectively referred to as the VDF). The information contained in the VDF is incorporated herein by reference and constitutes a response to defendant's motion where appropriate.

I. DEMAND TO PRODUCE PURSUANT TO C.P.L. § 240.20

- (6) The defendant made no statements to law enforcement investigators.
- (7) See (6) above.
- (8) Opposed as not discoverable pursuant to C.P.L. § 240,20.
- (9) Consent to inspection of Miranda sheets (2).
- (10) Not applicable.
- (11) Consent.

- (12) Consent.
- (13) Not applicable.
- (14) Consent.
- (15) Consent.
- (16) Not applicable.
- (17) Consent to 911 Sprint recordings only.
- 18. None known.
- 19. Opposed as premature, see C.P.L. § 240.45 (b) and (c).
- 20. Opposed as not discoverable pursuant to C.P.L. § 240.20.
- 21. None known.
- 22. None.
- 23. See Voluntary Disclosure Form (VDF), page (1), item (1).
- 24. See VDF, page (1), item (2).
- · 25. Opposed as not discoverable pursuant to C.P.L. § 240.20.
 - 26. Opposed as not discoverable pursuant to C.P.L. § 240.20.
- (27-35) Opposed as not discoverable pursuant to C.P.L. § 240.20.

II. BILL OF PARTICULARS PURSUANT TO C.P.L. § 200.95 (1) AND (2)

38. On or about August 16, 2003, at approximately 1:29 a.m. inside of Irving Square Park (opposite 259 Weirfield Street) the defendant confronted the deceased as she sat on a park bench. The parties were known to each other from a past romantic relationship. The defendant produced a handgun and shot the deceased

multiple times in the head and torso at close range, causing her death at the scene.

- 39. Principal.
- 40. Opposed. A Bill of Particulars is a recitation of factual information and not a vehicle to discover tangible items.
- 41. (a) Opposed as evidentiary.
 - (b) See (38) above.
 - (c) Opposed.
 - (d) See autopsy protocol, to be supplied.(e-n) Opposed.
- 42. Opposed evidentiary
- 43. Opposed as evidentiary

V. MOTION FOR DISCOVERY PURSUANT TO C.P.L. § 240,40 (1) (C)

- 51. Opposed. C.P.L. § 240.40(1)(c) allows for the discovery of tangible property, [see C.P.L.§ 240.10(3)] and does authorize the recitation of factual information as is recited in defendant's request.
- 52. Opposed. See (51) above.
- 53. Opposed as premature; See C.P.L. § 240.45 (1) (A).
- 54. Opposed. See (51) above.
- 55. Opposed. See (51) above.
- 56. Opposed. See (51) above.
- 57. Consent, exclusive of Rosario information.

SUFFERN POLICE DEPARTMENT

61 Washington Ave Suffern, NY 10901 Phone 845-357-2300 Fax 845-357-1412

Press Release

Contact: Lt. Brian Nugent

Phone: (845) 357-2300

FOR IMMEDIATE RELEASE

3 PM EDT, May 24, 2004

SUFFERN, N.Y. - Garnell Thompson, 38, wanted for a homicide committed in New York City was apprehended in Suffern, New York on Monday (5/24/2004).

The Suffern Police Department received information from the Spring Valley Police Department (Officer Marciano) that Thompson was living at an apartment in Suffern. Suffern police officers (Sgt. John Bonkoski and Officer Glen Wilson) investigated the location and interviewed several residents. While interviewing one of the residents, police spotted Thompson crossing nearby railroad tracks.

The Suffern Police responded to the area and began a search for Thompson. Suffern Police were assisted by the Town of Ramapo Police Department. Three Town of Ramapo officers (Sgt. Reynar, Officer Clark and Officer Dougherty) located Thompson hiding in some brush near the Suffern Athletic fields. Thompson was taken into custody without a struggle.

Thompson was held at the Suffern Police Department until he was turned over to detectives from the New York City Police Department.

Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 5 of 50 PageID #: 153 W. at we. C4-2 ARREST REPORT 10. Alias | Nickname | Maiden Name (Lass, First, Middle) II. Phone Number אנא אל 14. Residence Status (2 Resident 15. Place of Birth 13. City, State, Zip C Foreign Non-Resident Son-Regident Unk Black D Unknown ANon Hispanic Gunknown G Ligh: C Medium □ White L. Asian Other 🗆 Hispanit C Unknown C Other СŲ 27. Build 30. Citizen o O Comm Law ☐ Married X Single ☐ Separated ☐ No ☐ Disnered ☐ Widowed ☐ Und ☐ Undowed 35. Employed ☐ 36. Sears Marks : Tations (Describe) □ Small □ Med ÜΟ O Yes int at Arrest ☐ Mental Dis Impaired Drugs NONE 🗸 inj. III 55. IS Procedu 51. Miranda Time 50. Miranda Date C Line Up © 8ail ROR C Wittern Conference D Verbal 614. Disposition į, Dya DNo 65. Photo. No. 64. Bail Amnun 63. Arrester Status 62. Incident No. O Police Bail O Held □ ROR Bait Bond O App The C Rel in 3rd Party G Caub Bail 71.F PTaten 76: Other Agence 65. Arrest Type DeT 83 PCT MYPD 76. Reluti Court Squad CIW DIW OSUM DOP DOMP CYC TAND Dies O No OP SEC SVOP SHW DAW COT 74. No. Offenders 75. No. Victims 73. Offense Date BITTERIAN KINGS NY 18 1/6 10b. 1D No. 80s. Officer's Name 1430 124 105 ROSGIG 12120 Det 60 83 RT ÁSBOC NO. TIPE NCIC code NAME OF DIFFEREE. CTS inte de Continue | Dalle | CL. CAT ATI D LTT بم A-I. Fei *3*-5 2 APP WTC/NC/ Saru OPEN C (2) 10 -12 UTI 2 Art RP - Religions Person VI - Victim RE - Relative PO - Parole Officer SC * School CD - Co-Delendani OT *Other SP = Smooth DR * Doctor CO + Complainmen PR = Prohation Officer W: . Witness I.A = Lawyer PA . Parent CR -Child TELEPHONE NO. CATY / STATE : 478 STREET NAME & NUMBER MANUEL BEAST, DELIST, MEDICAL PATERS FYPE . . Charges. Detendent was Try vaporte a bor e Alles Ted المدن placed INTO our 114646 1295 575 17000 TO OU! ACCIUGI 04 89. ID No 87. ID No. SUMMER AN A RESULT OF A SAFES Latent Print Identification? 91.

R C Police Information Network AEGIS PUBLIC SAFETY SYSTEM PAGE INCIDENT REPORT PL1190 DATE 08/09/2004 FIN118471 TIME 11:23:55 INCIDENT #: 2004-00002711 ORI #: VSPD INCIDENT TYPE: PDAA P PD AGENCY VENUE: V/SUFFERN LOCATION . . : 49 E MAPLE AV NATURE OF CALL: CHECK FOR PARTY WANTED OUT OF NYC FOR HOMICIDE TIME: DATE: CALL . . . : 05/24/2004 9:23:49 MON DISPATCH . . : 05/24/2004 9:24:12 ENROUTE . . . : 05/24/2004 9:24:12 ARRIVE 1 . . : 05/24/2004 9:24:17 CLEAR . . . : 05/24/2004 9:28:36 AREA : RAMAPO SECTION : 1A BEAT: AR QUADRANT: SFD DISTRICT: MEDIC 23 GRID: BEAT: AREA ONE RECEIVED ORI/ID : VSPD SANCHEZ, ANDRES,,
DISPATCH ORI/ID : VSPD SANCHEZ, ANDRES,, DISPATCH SHIFT: 2ND 8 x 4

SOURCE: TELEPHONE REPORT REQUIRED: NO MUTUAL AID:
DISPOSITION: NO RPT RQD PRIORITY: 3 CLEARED BY: SAN09471

DOCUMENTS: '

Dispatch Narrative

Information on the units assigned to the call follows.

Unit#: 473 Radio#: 000 Ofcr 1: 125 Ofcr 2: 125 DSP: 05/24/04 09:24 ARV: 05/24/04.09;24 CLR: 05/24/04 09:28 Unit#: 475 Radio#: 000 Ofcr 1: 127 Ofcr 2: 127 DSP: 05/24/04 09:24 ARV: 05/24/04 09:24 CLR: 05/24/04 09:28

OFFICER NARRATIVE

OFFICER WILSON: I WAS ADVISED BY SGT.BONKOSKI THAT HE RECEIVED INFORMATION FROM SPRING VALLEY POLICE DEPARTMENT THAT A SUBJECT BY THE NAME OF GARNELL THOMPSON 04/08/1966 MIGHT BE STAYING AT 49 E.MAPLE THIS SUBJECT IS WANTED FOR QUESTIONING BY THE NYPD FOR A HOMICIDE. WHILE ON PATROL I DID OBSERVE A SUBJECT FITTING THE SUSPECTS DISCRIPTION ON PARK AVENUE. MYSELF AND SGT.BONKOSKI STOPED THIS SUBJECT AND BROUGHT HIM BACK TO OUR STATION WHERE HE WAS HE WAS IDENTIFIED BY OFFICER MARCIANO OF SPRING VALLEY PD AS NOT BEING THE SAME SUSPECT WANTED BY NYPD. WHILE AT THE STATION SGT. BONKOSKI ADVISED ME THAT HE HAD ANOTHER POSSIBLE SUSPECT WALKING ACROSS THE TRAIN TRACKS ON ORANGE AVENUE. THE SUBJECT AT OUR STATION WAS RELEASE D AND I RESPONDED TO ORANGE AVENUE TO ASSIST SGT.BONKOSKI.

MAHWAH POLICE DEPARTMENT, AND RAMAPO POLICE ASSISTED IN SCARCHING THE AREA. THE SUSPECT WAS FOUND HIDING IN THE WOODED AREA BEHIND THE BALL FIELD OFF OF PAT MALLONE DRIVE BY RAMAPO POLICE. SUSPECT WAS TURNED

OVER TO OUR DEPARTMENT. NYPD WAS CONTACTED AND STATED THEY WOULD RESP OND. SUSPECT WAS PLACED IN THE CELL TO AWAIT THE ARRIVAL OF NYPD. NYPD DET.'S RESPONDED AND P/U THE DEFENDANT .



New York City Police Department

CLUBENZ OWEST WOFE

Mugshot Pedigree

NAME: THOMPSON, GARNELL

NYSID#

: 4935059Y

Arrest #

Q03002946-R

Arrest Date

: 01/16/2003

Top Charge .

: PL 2210500

Date of Birth

04/08/1966

Age at Offense

36

Social Security #

000000000

PCT of Arrest

104

Source

LIVE

PHYSICAL DESCRIPTION

Race

BLACK

Sex

MALE:

Height

6'0"

Weight

240

Hair Length

Hair Color

BLACK

Hair Type

KINKY.

Skin Tone

Eye Color

BROWN

Scars, Marks Tatoos

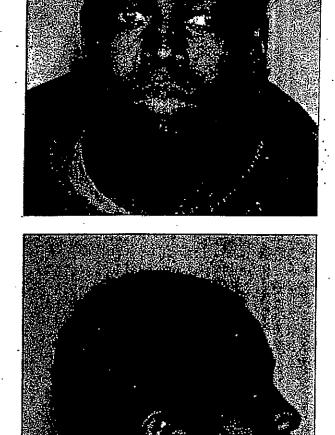
Desc

Location

Bodyside

Alias 2

Alias 3



Alias 1

Alias 4

THE COME BURNION BURNERS CUIND

24 COMPLAINT - FOLLOW UP Date of This Report INFORMATIONAL 8-17-03 083 66673 PD 313-081A (Bev. 4-89)-31 Hurdak 2 Unit Reporting 83 PDS Case No. 1562 PERP 2 2000 Assigned. 8-16-03 6-16-03 Victor's Name - # Different Paliciano, Juliasa Comptainant's Hame - Last, First, M.I. PSNY PERP 1 Address, Include City, State, Zip Last Name, First, M.I. Age Home Telephone escribe Weapon (if firearm, give color, make, Total No. of Perpetrators Used 🗆 Possesses Address, Include City, State, Zlo Ò avšin N Facial Hab Hair Lenot n/elaht Eyegiasses 🗀 Sunglasses Clothing Description, Nickname, First Name, Alfas Stars, Marks, M.O., Etc. (Continue la "Batalis"): 17 Last Name; First, M.I. Arristed 0 NYSID No Hair Colo Eyeglasses . Sunglasses Civiling Description, Mickenamo, First Haimo, Aflas Scars, Name, M.O., Etc. 18 AREA WITHIN BOX FOR DETECTIVE/LATENT FINGERPRINT OFFICER ONLY. THIS BOX WILL BE UTILIZED BY INVESTIGATOR WHENEVER POSSIBLE AND MUST BE FULLY COMPLETED WHEN USING THIS FORM TO CLOSE A CASE "IND RESULTS." Results: Same as Comp. Report - Different (Explain in Details) By Phone Comp. Interviewed ☐ Yes ☐ No Same as Comp. Report - Different (Explain in Details) By Phone In Person ☐ Yes ☐ No il Yes - Make Entry in Details Ra: Time, Dale, Make Entry In Body Pla: Yime, Bale, Names, Addresses, Results Crime State Visited Canvass Conducted Fuldance Obtained ☐ No 2177 I Yes ☐ Yes ☐ No Results: Complainant Viewed Phot PURP ☐ Fulure ☐ Yes ☐ Refused Witness Viewed Photos ZO PERP ☐ Yes ☐ Refused ☐ Future PERP Crime Scens Photos By (Enter Results in Details) By (Enter Results in Details) Crima Scene Dusted ☐ No ☐ Yes ☐ Yes ☐ No EIP 2 PERP 2 If Closing Case "No Results," Check Appropriate Box and State Justification in Details:

If Closing Case "No Results," Check Appropriate Box and State Justification in Details:

If Closing Case "No Results," Check Appropriate Box and State Justification in Details: □C-5 "Leads" Exhausted □C-3 No Evidence / Can't ID ☐C-1 Improper Reterral ☐C-2 Inaccurate Facts 21 PERP DETAILS: PER INVESTIGATION: MURDER &* PERP 2 EHP : INTERVIEW VICTIM'S AUNT, IRIS VELASQUEZ SUBJECT: FER DETAILS: 22 PERP 1 1. On 8-17-03 I telephoned Iris Velasquez savaral times. She made up PERP 2 several excuses why she couldn't come in & seemed very nervous. She finally came in with her husband, Jose Salgedo who is not fond of the police, Det. PERP 2 Wright & I interviewed her in the 83 PDS-RAM Interview Room at approx. 1815 hrs. Har D.O.B. is 2-3-59 residing at She states she observed Rekescen on 8-16-03 at approx, 1200 hrs. on the c/o Wilson Ave. & Woodbine St. He was wearing a green jarsey with #34 on it. hlack baseball but, black breakaway sweatpants, black meakers & he was drinking "St. Ives" beer. He always wears that green jersey with #34 on it. He asked me where I was going & I told bin to my mether-in-laws house, which is at 407 PERP 2 Wilson Ave. & right around the corner from my house. He, then, esked "Where's Divine at ?", who is my husband & I told him he was home, When I came home about 15 minutes later Rakaseem was mitting on his stoop at 250 Woodbine St. emoking marijana, I know he sells marijuana in from t of his house, He was with several other males. One was a white dude. He asked where I was going & I said upstairs, continued walking & want upstairs. Hy busband was upstairs, I came back downstairs & stood on my stoop drinking a soda. Rakasesm left his stoop & went to the store 10 on the c/o Woodbine St. 5 Wilson Ave. approx. 3 times to buy bear. At about 1430 hrs, he came & eat with me on my stoop. I asked him "What's Going on ?" & he said "Everything is good," "I hope the lights don't come back on because I need some money." When he was sitting on the stairs he was salling marijuana. He kept it next to the garbage, He got up & went to his stoop at about 1500 brs, My Sister-IF ACTOVE DATE OF NEXT REVIEW DATE REVIEWED/CLOSED 1 ACTIVE . **□**CLOSED AX REG. NO. REPORTING 880971 83 PDS James E, Griffin 1856 Bet. OFRCER: C.O.'s INTIALS SIGNATURE DESIGNATION REVIEWING / CLOSING ORB CLOSED: SUPERVISOR:

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COMPLAINT FOLLOW-UP INFORMATIONAL #31 PD 313-081A SECONO SHEET (Rev. 8-90)-H-1

Complaint No. 083 66673

8-17-03

DETAILS:

-CONTINUED-

In-Law, Lizell, the one who has my kids, came at about 1505 hrs. Rakasesm came came over to say hello to her & my kids. Julissa came to my house at about 1615 hrs. walking down from Enickerbocker Ave. & Woodbine St. by herself. I sent her upstairs so she could get something to eat. She came down with a sandwich & a soda & stood on my stoop with my stepson, Jamal Salgado. I left to go shopping with Lizell & told Juliasa to stay there. Rakascem remained sitting on his stoop. I did not see Rakaseem & Juliesa have any conversation. Bakaseem had too much to drink that day. I returned home at about 1815 hrs. & Juliess was not there Rakaseem wasn't on the stoop at this time. I went upstairs & asked my husband where Juliesa was & he said that she left saying she'll be back later. I went downstairs, walked up the block & asked several males on Rakaseem's stoop where Rakaseem was . They said up the block, I walked up the block to Wilson Ava. & Woodbine St. I saw Rakasses with several other males drinking beer. I asked him if he sew my husband & he gaid "Yeah, he's at the house". I stood on the corner & I saw Rakaseem leave the corner & walk-et to his house & back saveral times. He wasn't acting right, My husband came at about 2000 hrs. to the corner. At about 2030 hrs. Rakaseem left & want around the corner to his block. He came back about 10 minutes later. My daughter, Irene, & her husband, Allan, came at about 2100 hrs. They asked if we wanted to go to Comey Island, Rakaseem said yes. Rakaseem goes to his house & comes back with a blue towell wrapped around his hand. I said I didn't want to go & they could go with Rakaseem. They said they didn't want Rakaseem to go. Rakaseem left after 10 minutes with the blue towell wrapped around his hand. I asked my daughter why he had the blue towell wrapped around his hand. I thought it was strange. He came back about 5 minutes later without the towell. It is now about 2115 hrs. 6 we all stood there talking. At about 2200 brs. my daughter & her husband said they weren't going to Coney Island, They left at about 2230 hrs. I went upstairs to eat & offered Rakaseem some food. I was upstairs & my son, Jamal, came up about 2300 hrs. with an empty plate. I asked for Rakaseem & he said he didn't know where he was. I sat down & finished eating about 2310 hrs. I got up & my husband came up. I asked where Rakaseem was & he said around the corper. I was esting at my Mother-In-Law's house, 407 Wilson Ava. . My husband went in the shower at his mother's house at about 2330 hrs. I looked out the window for Rakassem to give him food & I didn't see him. Several minutes later I looked out the window & I saw Rakaseem. I asked him if he wanted food & he said to bring it down. I came down & asked why he didn't come up. He suid he didn't like the people in front of the house. He was drinking another beer. I don't know where he bought that beer because the store on the c/o Wilson Ave. & Woodbine closed at 2200 hrs. He left with the food & said he'll be around the corner. I went upstairs at my Mother-In-Laws to take a shower because we don't have hot-we water. I came down about 0040 hrs. & walked hime. I saw Rakasean with several other males in front of his house. My husband stood there talking & I went to my house. Rakassem started walking with me & I asked him where he was going. He said To the store to buy beer for me & the falla's & a philly." I went upstairs & he went to Woodbine & Wilson & Made a right.
I left the door open for my husband & got ready for bed. At about 0230 hrs. Rakaseem walked in my house. He was now wearing a white tee shirt, gray breaksway sweatpants. He no longer had the green jersey or black baseball hat on He was sweating alot. He asked for my husband a I called him on his call. tel. \$917 415-5130 to tell him that Rakassem was here. He said to tell Rakassem he'd be right up. I asked him where he was & he said by his mothers house. My husband has another job cell. #917 335-7109. I asked Rakaseem how he got up here & he said the door was open. When he came into my air conditioned bedroom he stretched his arms out & said "that a relief. It's nice & cool ." He was in the house about 5 minutes & he left, My husband came right up. I asked him if he saw Rakassem & he said yes, and have I asked him what he said & he said "nothing." He, then, said that Rakaseem said he was going home to bed because he had to go see his daughter the next day. I think in Manhattan, My husband, then, told me to relax because he has to tell me something. He told me that my niece, Juliesa, got shot. He said he went in the car with his friend, Jay, to go to the store & he saw the police by the park on Halsey St.. Him & Jay maw my nephew, Jose, & they got out of the car to ask Jose what happened. Jose told him that he heard shots from a couple of blocks away f came to the park after someone told him Julissa got shot in the park, I got dressed & went to the park with my busband. When I got there I saw an unknown Puerto-Rican man who said be witnessed the shooting & that a guy wearing a green jersey with #34 on it did it. I was told by him that he gave Julissa's mother, Iwonna, his tel, f. He was talking to me & my sister, Dec. I came to the park in Jay's car with my husband. I left the park with my husband on foot to my Sister-In-Law's house, Lizell, with my step-son "Divine" aka Jose Jr.. She lives at 172 Eldert Sr. 2nd flr. 6 tel. #718 453-6401 about 0600 hrs. Irane & her man, Allan also came to the house. My husband fell asleep on Lizell'a sofa, We were drinking coffee & I went on the front stoop with Lizell, Irene & Allan. Lizell asked us what we thought about it. I said "In my heart I think it was Rocksseem" Juliasa told me & har nother if anything ever happens to har it would be Rakaseem. This is about 0730 hrs. My daughter agreed because I mo. ago while sitting in front of my house Rakaseem told Irene that he's fed up with Julissa, I can't stand her & one of these days I'm going to kill her. About 2 mos. ago Julissa had a small, brown, revolver handgun & I saw it had bullets. I asked her where she got it from & she said Rakaseer CASE DATE REVIEWED/CLOSED CACTIVE CLOSED COMMAND TAX REG. NO. REPORTING RANK SIGNATURE 83. PDS Jemes E. Griffin OFFICER: Det CASE REVIEWING/CLOS CLOSED:

SUPERVISOR



COMPLAINT FOLLOW-UP INFORMATIONAL #31

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 Page

 Pct.
 Complaint No.
 Date of This Report

 083
 66673
 8-17-03

DETAILS:

-CONTINUED- .

She said she stole it from Rakaseam. At approx. 0830 hrs. my husband, Divine, woke up & & said be was going home to resp. I told him I'm not going home yet but when I get home I want to talk to you about Rakaseam. I think Rakaseam did it. He did it. Divine said "If he did it he needs to pay" & he want home. I want to my brother, Daniel's house at 190 Schaefer St. 2nd fir. tel. \$718 919-9894. I told him what happened & I got home at approx. 1100 hrs. The white guy & his girlfriend ware on Rakaseam's stoop. I think the white guy lives on the 2nd fir. I didn't see Rakaseam & I asked the white guy where he was. He said he left at about 0500 hrs. I asked if he told them where he was going & they said no. I went upstairs about 1105 hrs. & my husband was swake. I said to him Where's Rakaseam ?" He left at 0500 hrs. Where did he go?" & I began to discuss my suspicions. Rakaseam doesn't work. He collects unamployment. He doesn't own a car. He has no phone. Rakaseam told me 3 wks. ago that he was fed up with Julissa because she keeps saying shit about him. She known too much about him, She keeps telling people things about him & about what he's got. They're going to kill her.

2. CASE ACTIVE, PENDING INVESTIGATION.

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Said sorebody e) se is going to Kill her

CASE -ACTIVE, DATE OF HEXT REVIEW MACTIVE CLOSED REPORTING NAME PRINTER AY REG MA COMMAND OFFICER: Det. 1856 James E. 880971 83 PDS REVIEWING/CLO C.O. S INTIALS SUPERVISOR: CLOSEO:

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COMPLAINT FOLLOW-UP INFORMATIONAL \$28

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 Complaint Sto.
 Date of This Report

 083
 66673
 8-17-03

DETAILS:

-CONTINUED-

it sounded like a bullet struck the tree branch over my head. He let off about 5 shots as I was running. When I heard the bullet strike the tree branch I realized the gum was real & began to rem real fast in a zig-rag pattern. I never looked back because I thought Julises ram. too. I ram all the way home from the park. When I got home I checked to see if I was hit & I wasn't. I stood in the house. My brother, Scotty Capers, came home approx. 0230 x 0245 hrs. & he said somebody got shot in the park. The park is Irving Square Park on Halsey to Weirfield, Knickerbocker to Wilson. I told my brother it was Julissa. He asked me how'l knew & I told him the guy was shooting at me. I found out that she died in the afternoon of 8-16-03 when my friend, Quana, told me when I called her on the telephone. When he was approaching us in the park I took a brown handle, folding knife out of my frony, right pocket, opened it & placed it on my lap in case I needed it for salf defense. When I ram the knife fell on the ground. He was heavy, late 20's to early 30's & braids. I would probably recognize him if I saw him in person. I haven't slept since the incident.

3. On 8-17-03 at approx. 0420 hrs. in the 77 PDS Dat. Wright, Sgr. Bridgeman & I

3. On 8-17-03 at approx. 0420 hrs. in the 77 PDS Dat. Wright, Sgr. Bridgeman & I show eyewitness. Shiquon Alston, a Photo Array #74028, which was developed from PIMS in color format. He positively identifies photo #2, subject NYSID #4935059Y, Garnell Thompson.

as the perpetrator.

4. CASE ACTIVE, PENDING INVESTIGATION.

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Auror B	21 OCTAN S.	
59X5 R	INVESTIGATION: MURDER 2*	
De 1010 1	SUBJECT: INTERVIEW VICTIM'S AUNT, DIANA RANIBEZ & MARIA HERNANDEZ	
, jrs	7 Per Market Mar	
Deve	22 22	
40011	Punc Die Totarview Room. They are the victim's Aunt. Diena Ramirez a.L.a. bee-bea	
A TOING	DOB 2-26-12 residing at & her domestic partner, Maria Hernandez DOB 1-29-61	
. 179	DP 21 A2	
14 Pen L	Aunt, Called them 2 or 3 days ago stating that Rockasees stated he was going to all 1980 1	
	marriage when we left the nerk (crime scene) Alen', who is it's schill in the perk (crime scene)	
P	NYC Corrections Officer on Rikers Island, his tel. NYC Corrections Officer on Rikers Island, his tel. stated to us "Rockaseem killed your niece". He said that Rockaseem showed "Alan"	
. L	3 guns in the past. Rockaseem lives on Woodbine St, between knapportal a william	
	Julissa also told them that "50 Cent" is always beating her up scale hid from him, 2. CASE ACTIVE, PENDING INVESTIGATION.	
	10	
	CASE DATE REVIEWED / CLOSED PIL IF ACTIVE, DATE OF NEXT REVIEW	
	HACHVE CICLISED	
	OFFICER:	
••	SUPERVISOR: O CLOSED: C ORB	
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Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 18 of 50 PageID #: 166 5044111 No. INFORMATIONAL Murder 2" 083 N/A olow-Up No Unit Reporting Casa No. Dale Assigned 24 DERP 83 PDS 8-16-03 1562 8-16-03 Complainant's Name - Last, First, M.I. Feliciamo, Juliusa PSNY Address, Include City, State, Zip asi Name, First, M.I. Date of Birth Age YTD? Sex Race Business Telephone Home Telephone Walton Used Possassed Address, lockyde City, State, Zip resind Last Name, Pirst, M.I. .□. YSIO NO Factal Hair Eye Color Weight nate of Sirth Eyerglasses C Sumplasses Childing Description, Nickoame, First Name, Alias Seats, Marks, M.O., Etc. (Continue to "Betalls"): Address, Include City, State, 24 Arrested [] NYSIO No Sex . Eyegtasses. Sanglasses Clething Description. -Nicioname, First Name, Allas: Scars, Narts, M.O., Elc. ١R AREA WITHIN BOX FOR DETECTIVE / LATENT FINGERPRINT OFFICER ONLY. THIS BOX WILL BE UTILIZED BY INVESTIGATOR WHENEVER POSSIBLE AND MUST BE (Continue in "Details"): FULLY COMPLETED WHEN USING THIS FORM TO CLOSE & CASE "NO RESULTS." Results; Same as Comp, Report - Bifteroni (Explain in Delails) By Phone Date In Parson п O Yes □ No Rasutis: Same as Comp. Report · Different (Expiain in Details) By Phona Witness Interviewed MSI-YBS CINO Make Entry in Details Re: Time, Date, Evidence Obtained 19 Enimo Scene Visil II Yes - Make Entry In Body Re: Time, □ No.** Canvass Conducted PER ☐ Yes Names, Andrasses, Rasults ☐ Yes · ☐ No Complainant Viewed Photos Results: PERP 2 E Fulure ☐ Yes ☐ Refused Witness Viewed Photos □.Ves □ Refused 1 Future PERP 1 I EHP Erime Stene Photos Crime-Scene Dusted ☐ Yes ☐ Yes ☐ No PERF PERF 2 Chock Appropriate Box and State Justification in If Closing Case "No Results," □C-5 "Loads" Exhausted ☐C-4 Unccoperative Complainant ☐C-3 No Evidence / Can't 10 □C-2 Inaccurate Facts ☐C-1 Improper Referral 6. PERP 21 PERP 1 DETAILS: INVESTIGATION: MURDER 2" PERP PERP 2 INTERVIEW IRIS VELASQUEZ SUBJECT 7 FRP DETAILS: 1. On 8-16-03 at approx. 1200 hrs. I interviewed Iris Velasquer, D.O.B. 22 PERP 1 PERP : wife of 2-3-59, who remides at Jose Salgado, in the 83 PDS-RAM interview Room. She states Juliusa would stay PERP 2 at her house from time to time. She would also stay with Rocksseem at 250 Wood-PERP bina St. 1st fir. He lives there by himself, Last night I saw him & he was wearing a green jarsey with #34 on it, braids, one lary eye 5 gray pants. Around the time Juliuss was shot Rockaseem came to my house looking for my husband, Jose, He was PERP 23 PERR 1 all sweaty & acting strange. He went home, changed & left at 0500 hret to visit his daughter. He cald me that he was unset with Juliese because she was telling FERF PER 2 people about him selling drugs & that he has guns, He slee caught her cheating. He lives at 250 Woodbine St, ground fir. You go all the way to the mear, throught PERP : the bathroom, make a right, go through the kitchen & into his SEO. He sells week & has guns at this location, when I saw him he had a blue towell with him. He's approx. 36-38 years old. He told me in the past that he wanted to kill Juliasa. 2. CASE ACTIVE, PERDING INVESTIGATION. PERP 1 IF ACTIVE, DATE OF NEXT REVIEW DATE REVIEWED / CLOSED 16 ACTIVE □CLOSED James R. Griffin BANAMS. ~880971 REPORTING 1856 Det. OFFICER: C.O. 2 INITIALS CASE REVIEWING / CLOSING CLOSED: OR O SUPERVISOR:

Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 22 of 50 PageID #: 170 Date of This Report INFORMATIONAL PD 313-081A (Rev. 4-89)-31 5-24-04 83 66673 **Homicide** Unit Seporting Case No. Cate of Orlo.. Report 8-16-03 PERP : 1562 835qd Victim's Name - Il Oliferent Complainant's Name - Last, First, M.I. 15 PSNY for Juliusa Feliciano ERP I Address, Include City, State, Zip asi Name, First, M.I. PERP : ≨ ≅ Home Telephone Rusiness Telephone Total Hp. of Parpetralers Used 🗆 Possessed Apl. Ho Address, Include City, State, 21p Last Name, First, **SX** [Thompson, Carnell NYSIO No Factal Hall Hair Colo Hair Length Helghl Cale of Blan Sex Race 4935059¥ Bk. gh 220 Br 38 6 R 00 4 | 8 | 56 H B Gyeglasses G Sunglasses Clothing Description. Nickname, First Name, Alias SCHIR, Marks, M.D., Etc (Continue in "Betails"); Last Namu, First, M.t. Address, Include City, State, 25 Res. Put NYSIO No. Pacial Halo Weight Eye Color Tale of Birth Eyeglasses 🔲 Sunglasses Clothing Description Nicksame, First Name, Alles Stars, Marks, M.O., Elc. AREA WITHIN BOX FOR DETECTIVE/LATENT PINGENPRINT OFFICER ONLY. THIS BOX WILL BE UTILIZED BY INVESTIGATOR WHENEVER POSSIBLE AND MUST BE FULLY COMPLETED WHEN USING THIS FORM TO CLOSE A CASE "NO RESULTS." Results: Same as Comp. Report - Different (Explain in Details) Date Comp. Interviewed la Person By Phoos □ ☐ Yes ☐ No Results: Same as Comp. Report - Different (Explain in Details) By Phone Date ness laterylewoo In Pa (500 П ß ☐ Yes ☐ No Il Yes - Make Entry in Octalis Ro: Time, Date, Grime Scens Visited II Yes - Make Enlry in Body Re: Time, Bate, Hames, Addresses, Results Carryass Conducted Fridanca Oblabbeti I EU □ No ☐ Yes Yes O No Results: Complainant Viewed Pholos PERP CI Future 🖸 Yas 🗆 Refüsed Wilness Viewed Pholos 20 ERP ☐ Future ☐ Yes ☐ Refused By (Enter Results in Details) Crime Scene Photos Results in Details) Crime Scene Dusted □ (to \ D Yes PERP H.Closing Case."No Results," Check Appropriate Box and State Jubilification in Details:

C-1 improper Referral C-2 inaccurate Facts C-3 No Evidence / Can't it is Companied. ERF 7 □6-5 "Leads" Exhausted C-4 Uncooperative Complainant □C-1 Improper Referral 21 PERP INVESTIGATION: HOMICIDE SUBJECT: TRANSPORT OF PERP-PERP 2 1. On this date, at approx 1155hrs, the undersigned along with Det Rizzo and Dat. Hariner did respond to the Suffern, N.Y. Police Station in regards to this investigation PERP 2 PERP I 2. Germell Thompson was transported back to the 83Sqd Office. He made no statements 22 PERP 1 PERF 2 enroute. We arrived back at the 83Pct at approx 1600hrs. PERP 2 PERP 1 4. CASE ACTIVE. 7770 23 PERF 2 PFRP PERP PERC 1 PERP 2 10 IF ACTIVE, DATE OF NEXT REVIEW ACTIVE □CL0SED 83Sqd 882975 REPORTING Äлк 19at Robert Wagner-OFFICER: C.O.'s RITIALS EMIER DESIGNATIO REVIEWING / CJ CASE CLOSED: C SUPERVISOR

83 PDS

CO MAN

Detective

Tax Flag ko

83 PDS Griffin

880971

ANTE SECONDO

James E. Griffin

's Race, Signables, Command

Date	PD 313-081A (Rev. 4-89)-31	083 N/A 66673 12-12-03 FERST 1 12-12-03 FERST 1 12-12-03 FERST 2
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	G) Yes (1) No (1) (2) (3) (4) (5) (6) (6) (7) (7) (7) (7) (7) (7) (7) (7) (7) (7	rishe Scene Visited III Yes - Make Entry in Delais Re: Time, Date, 10
L	☐ Yes: ☐ No Names, Addresses, Results	☐ Yes ☐ No Evidence Obtained
	Opposite the Control of Pullure Results:	
×	Yttoess Vilowood Photos ☐ Yes ☐ Refused ☐ Future Results:	20
Г	Crime Scene Dusted 8y (Enter Results in Delais)	Crime Stane Photos By (Enter Results in Details) PERP
-	ii Closing Case "No Results," Chack Appropriate Box and State Justificati	PERP an II D = 10-4 Uncooperative Compisionant = 10-5 "Leads" Exhausted
-	□C-3 Improper Referral □C-2 Inaccurate Facts □C-3 No Evidence / DETAILS:	21
		PERF
2	investigation: hundre 2°	PERP
1	Subject: Debrief Runaway	_
Ţ	DETAILS:	
1	1. On 12-12-03 at approx. 2145	brs. Jennifer Perez, D.O.B. 7-29-87,
1	subject of Missing Person Report UP61 i	tates also was at her friend, Crystal PER
1	Salgado's house, 181 Tompkins Ave. 1st. for approx. 5 yrs. & knows her from or:	flr. She has been friends with Crystal
2	is familiar with her family. She knows	of this incident, She knew victim, She 2
	knows Crystal's parents, Bevine Salgade other relatives. She knows the perp, Es	kasim, & states she hasn't seen him
ŧ	since approx. 2 wks. before the incider identified.	t. I showed her PIMS photo's which she
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Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 25 of 50 PageID #: 173

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WHERE AN INDIVIDUAL IS SENTENCED JUNE 1, 1781, OR LATER, ON MORE THAN GRE CHARGE WITHIN A DOCKET, THE SENTENCES MAY BE CONSIDERED TO BE CONCURRENT INLESS IDENTIFIED AS CONSECUTIVE.

THE ABOVE RESPONSE TO YOUR UPDATED FINESAPPINT CARD SUBMISSION IS BASED UPON A FINGERPRINT IDENTIFICATION.

ALL ENTRIES ARE AS COMPLETE AS THE DATA FURNISHED TO DOJS. CHAUNCEY G. PARKER: COMMISSIONER

Without Said address was 25% Woodbide, Not 262 which is listed here. No finger prints of mire were found it Crime Scene, so now were Prints Christed?



DETECTIVE BUREAU

Page 1 of 1 Supplemental: Yes Ø No □

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1230 hrs. defendant brought into 83 PDS viewly linterien room x conferred with course o in MS6 hrs. courselor + invest exit room 1730 his. Comselor requests to speak to perp + I brig him right into liter view room. 1335 hrs. courselor exits 1755 hrs. Line-up was placed : Counselor views, no objections I gare I while tree-shorts + had adornments removed

OFFICE OF CHIEF MEDICAL EXAMINER CITY OF NEW YORK

REPORT OF AUTOPSY

CASE NO. K0303657

I hereby certify that I, Charles A. Catanese, M.D., Sity Medical Examiner - II, have performed an autopsy on the body of Yvonne Julisa Felisiano, on the 16th day of August, 2003, commercing at 12:10 PM, in the Brooklyn Mortuary of the Office of Chief Medical Examiner of the City of New York.

This autopsy was performed in the presence of Dr. Leffers.

EXTERNAL EXAMINATION:

The body is that of a well developed, well nourished, average framed, approximately 51, approximately 143 b, light brown skinned woman whose appearance is consistent with the given age of 20 years.

The scalp hair is wavy and brown. The eye have brown fildes and clear conjunctivae that are free of he morrhage, petechiae and jaundice. The oral cavity contains upper and lower patural teeth. The torso and extremities are unremarkable except for what is described below. The genitalia are those of a normal adult woman.

CLOTHING:

The body is received partially diad with one black belt, two white socks, and two white/red/blue sneakers. There is one black bloodstained pair of shorts.

There is a red bandana, a White T-shirt, a gray tank top, and a blue/gray/white plaid patterned shirt. These atticles are blood soaked and have multiple perforations, some of which correspond to the below described gunshot wounds.

There is one pair of white underpants submitted in the rape kit.

These articles are submitted to Evidence.

POSTMORTEM CHANGES:

Rigor mortis is slight and symmetric. Livor mortis is slight and blanching at the posterior torso. The body is cold.

K0303657

YVONNE JULISA FELISIANO

Page 3

INJURIES, (INTERNAL AND EXTERNAL):

The following injuries are described under headings 1 through 10 for descriptive purposes only. No sequence is implied.

The directions are given with reference to standard anatomic planes.

1. Penetrating Gunshot Wound to the Left Earlobe:

There is an entrance gunshot wound at the left earlobe centered approximately 4" below the top of the head and 3 1/4" to the left of the midline. This wound consists of a 1/4" directlar perforation with a symmetric 1/6" margin of abrasion. There is no soot of the adjacent skin and no powder residue within the wound track. There is an exit gunshot wound at the medial earlobe and directly subadjacent is a re-entry gunshot wound at the head.

After perforating the skin and subcutaneous tissue the bullet produces a hemorrhagic track grazing the left temporal bone and injuring multiple blood vessels with extensive soft tissue hemorrhage before coming to rest. Retrieved within the soft tissues of the face is a deformed small caliber gray metal slug which is inscribed with "JF1" at its base and submitted to Evidence.

The direction this bullet traveled is front to back, left to right, and downward.

2: Penetrating Gunshot Wound to the Left Neck:

There is an entrance gunshot wound at the lateral aspect of the left neck centered 8" below the top of the head and 2-1/2" to the left of the midline. This wound consists of a 1/3" circular perforation with a symmetric 1/16" margin of abrasion with other irregular up to 1/2" abrasions extending at its anterosuperior and posteroinferior aspects. There is a surrounding up to 1-1/2" contusion. There is no scot or stippling of the adjacent skin and there is no powder residue within the wound track.

After perforating the skin and subcutaneous tissue the bullet produces a hemorrhagic track through the soft lissues of the neck perforating the left jugular vein and right carolid artery before coming to rest at the superior aspect of the medial right chest.

A gray and yellow metal small caliber bullet is retrieved at the superomedial aspect of the right chest which is centered 10" below the top of the head and 2.3/4" to the right of the midline. This bullet is inscribed with "JF-2" and submitted to Evidence.

YVONNE JULISA FELISIANO:

Page 4

3 and 4. Penetrating Gunshot Wounds to Left Face (Two):

K0303657

There are two adjacent entrance gunshot wounds to the left face centered approximately 4 3/4" below the top of the head and approximately 3" to the left of the midline. These wounds consist of an approximately 1/3" circular perforation. The more inferior of these two wounds has an up to 1/16" margin of abrasion which is greatest at its anterior aspect. There is no soot of the adjacent skin.

Both pathese wound tracks run parallel producing hemorrhage and extensive fractures of the left mandible and maxilla before coming to rest in the sinuses of the face. These two deformed gray metal bullets are placed in separate envelopes and submitted to Evidence.

There are contusions at the base of the brain, patchy subarachnoid hemorrhage, and approximately 30 cc of liquid subdural hemorrhage at each cerebral hemorrhage and base of the brain.

The direction these bullets traveled are front to back, slightly upward, and left to right.

5. Perforating Gunshot Wound to the Left Face:

There is an entrance gunshot wound at the left eyebrow centered 3" below the top of the head and 2 1/2" to the left of the midline. This wound consists of a 1/2" fregular perforation with an irregular up to 1/2" margin of abrasion extending at its superolateral aspect. There is no soot of the adjacent skin or powder residue within the wound track.

After perforating the skin the bullet produces a hemorrhagic track through the subcutaneous tissue before exiting the body at the left forehead.

There is an exit gunshot wound at the left forehead centered 2 1/2" below the top of the head and 2" to the left of the midline. This wound consists of an irregular up to approximately 1 1/2" perforation.

The direction this bullet traveled is left to right; upward, and front to back.

6. Perforating Gunshot Wound to the Left Arm

There is an entrance gunshot wound at the posterior aspect of the left arm which is centered approximately 4-1/2" below the left shoulder. This wound consists of a 1/2" circular perioration with a 1/16" symmetric margin of abrasion. There is no soot of the adjacent skin. There is an up to approximately 2" area of stippling surrounding this

K0303657

YVONNE JULISA FELISIANO

Page 5

perforation.

After perforating the skin the bullet produces a hemorrhagic track through the subcutaneous tissue before exiting the body at the supercanterior aspect of the left arm.

There is an exit gunshot wound centered approximately 10 below the top of the left shoulder. This wound consists of a 1/2" circular perforation with a surrounding up to 2" red/purple confusion. There is an adjacent up to 1/2" agrasion extending at its superior aspect.

The direction this builet traveled is back to front, upward, and slightly left to right.

7. Perforating Gunshot Wound to Left Arm:

There is an entrance gunshot wound at the posterior aspect of the left arm which is centered 6-1/4" below the top of the left shoulder. This wound consists of a 1/3" circular perforation with an asymmetric margin of abrasion which is greatest at its pasteroinferior aspect. There is no soot or stippling of the adjacent skin and there is no powder residue within the wound track.

After perforating the skin the bullet produces a hemorrhagic track through the subcularieous tissue of the arm before exiting the body.

There is an exit gunshot wound at the anterior aspect of the left arm which is centered 5. 1/4" below the top of the left shoulder. This wound consists of an up to 1/2" irregular perforation.

The direction this bullet travels is back to front, upward, and slightly right to left.

8. Penetrating Gunshot Wound to the Left Chest:

There is an entrance gunshot wound at the superolateral aspect of the left breast centered 11-1/2" below the top of the head and 6" to the left of the midline. This wound consists of an approximately 1/3" circular perforation with a margin of abrasion.

After perforating the skin the bullet produces a hemorrhagic tract through the subcutaneous tissue and exits the body at the lateral aspect of the left chest. This exit wound consists of a 1/2" slightly irregular perforation with an adjacent 1" x 3/4" abrasion extending at its inferior aspect and connecting to an irregular up to 3/4" re-entry gunshot wound with an irregular abraded margin, This bullet then produces a hemorrhagic track through the subcutaneous tissue before coming to rest in the soft tissues of the left light.

K0303657

JULISSA FELICIANO

Page 6

This bullet is centered 18" below the top of the head and 5-3/4" to the left of the midling and consists of a gray and yellow small caliber slug which is inscribed with "JF8" at its base and submitted to Evidence.

The direction this bullet traveled is right to left; front to back, and downward.

9. Penetrating Gunshot Wound to the Back of the Head:

There is an entrance gunshot wound at the superoposterior aspects of the right parietal scalp centered 1-1/4" to the right of the midline and 1/2" below the top of the head. This wound consists of a 1/4" circular perforation with a symmetric 1/16" margin of aprasion. There is no soot or stippling of the adjacent skin and there is no powder residue within the wound track.

After perforating the skin and subcutaneous its ue the bullet produces a hemorrhagic track through the right parietal bone and the right cerebral hemisphere where it is retrieved floating freely in the cranial vault. There are contusions at the base of the brain and patchy subarachneid hemorrhage. There is approximately 30 cc of patchy subdural hemisphere and at the base of the brain. This deformed small caliber bullet is inscribed with "JF9" at its base and submitted to Evidence.

The direction this builet traveled is back to front, downward and right to left.

10. Other Findings:

There are several up to 1/2 red to purple confusions at the anteromedial aspect of the right arm. There is an up to 1 1/4 red to purple confusion at the right knee. There is an up to 1 1-1/2 red to purple confusion at the right foot.

There is an up to approximately 1" area of dark amorphous powdery material at the appearance appearance is an up to approximately 1" area of dark amorphous powdery material at the

There is an approximately 4" x up to 3 1/2" area of multiple red/brown, approximately 1/16" stippling defect at the left face. This stippling pattern is in close proximity to the gunshot wounds described below under subheadings 1, 3, 4, and 5.

These injuries, having been described, will not be repeated.

INTERNAL EXAMINATION:

HEAD; The 1100 gm brain has a normal distribution of cranial nerves and gerebral

Case 1:10-cv-01443-CBA Document 10-2 File	•		geID #: 181 RLES J. HYNES
COUNTY OF KINGS	-	CRA	KITED OF HIMDE
THE PEOPLE OF THE STATE OF NEW YORK -against-	_		289 2004
1. GARNELL THOMPSON	Bocket/India	tment*	1
1. GAKNELL HOLL	Docket/India	ctment#	
2Defendant(s)	Y		
VOLUNTARY DISCLOSU	RE FORM	D-404	19/04
'orm prepared by: M. HALE			7/9/04
'orm prepared by/Upon	\$	Date:_	
1) Approximate date, time and place of	mi-n	Place	
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Defendant #2: (4) Other police officers, excluding a	my officer whose	se identity	must be at the
(4) Other police officers, excluding a confidential, known by the prosecution of arrest.	itor to have been	M Propert	
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Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 34 of 50 PageID #: 182

CHARLES J. HYNES COUNTY OF KINGS DISTRICT ATTORNEY THE PEOPLE OF THE STATE OF NEW YORK . -against-

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Time	Place	Person to Whom Mad
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(Specify	y defendant #):
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the People's direct case at the ments specified above in paragraph(s)______

⁽C) A transcript of any stenographically recorded statement or a copy of an written statement are either appended or will be made available to counsel at a mutually convenient time. A copy of any electronically recorded statement will be provided counsel following receipt of an appropriate blank ECAB-22 type cartridge.

Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 35 of 50 PageID #: 183

I. PLEASE TAKE NOTICE that, pursuant in all Procedure Law, the People

Section 710.30(1)(r) of the Criminal Procedure Law, the People

Section 710.30(1)(r) of the Criminal Procedure Law, the People

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Section 710.30(1)(r) of the Criminal Procedure Law, the People

Section 710.30(1)(r) of the Criminal P intend to offer on its direct case at trial of this action testimony regarding an observation of the defendant either at the time and place of the commission of the offense or upon such other occasion relevant to the case by a witness who has previously identified the defendant: Defendant Defendant Defendant # Name of (confidentia witness (unless confidential) 1 Photograph Date: Time: place: present: Name: DET. JAMES GRIFFIN Shield, Command: 185618 () () Lineup Date: Time: Place: Present: Name: DET. JAMES GRIFFIN Shield, Command: () Corporeal. Non-Lineup Date: Time: Place:

Police officer present: Name: _

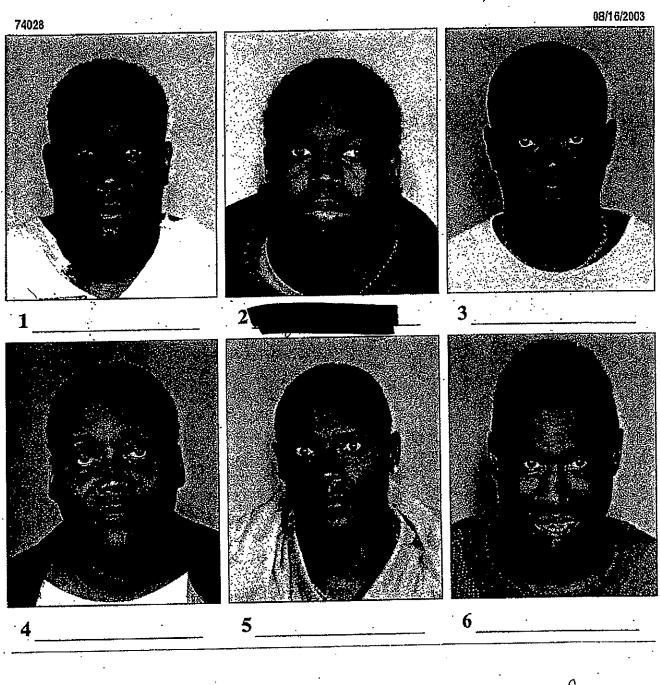
Shield, Command:



New York City Police Department



Photographic Line-Up



Identification made

X YES

☐ NO

Photo selected

Date of Identification

8/17/03

Initialed by the witness:

DA Q E 1 1856 8-17-03 0420 hrs

13-04-مر

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NYSID 4935059Y

PAGE

INTERIM RELEASE STATUS:

< < < < < < < CRIMINAL HISTORY > > > > > DISPOSITION AND RELATED DATA ARREST/ARRAIGNMENT CHARGES ARREST INFORMATION RM DATE: 05-02-04 CLASS D FEL RIME PLACE: PRING VALLEY CRIM POSS CO SPRING VALLEY VG CT NCIC 3532 ! CRIM POSS CONTRL SUBST-7TH
PL 220.03 NO SUB
CLASS A MISD NCIC 3599 RR#/AGY 105859 PRING VALLEY VG P CRIM USE DRUG PAR-2ND:PACKAGE PL 220.50 SUB 02 CLASS A MISD NCIC 3550 RT CON# 56966033Y! RESISTING ARREST PL 205.30 CLASS A MISD NO SUB NCIC 4801 OBSTRUCT GOVERNMENTI PL 195.05 CLASS A MISD L ADMIN-2ND NO SUB NCIC 5099 UNLAW POSS MARIHUANA PL 221.05 VIOL - DISPOSITION - 05-28-04 CRIM COURT KINGS
DKT # 2004KN033106
TRANSFERRED TO SUPERIOR COURT ARREST - NURDER 2ND: INTENTIONAL PL 125.25 CLASS A FEL NCIO VIOLENT FELONY R DT/PL 05-24-04 CPD 83 SUB 01 NCIC 0999 RM DATE: 08-16-03 RIME PLACE: CCPD 83 THE FOLLOWING CHARGE(S):
MURDER 2ND: INTENTIONAL
PL 125.25 SUB 0
CLASS A FEL NCIC CRIMINAL USE FIREAREM 1ST DEG PL 265.09 SUB 01 CLASS B FEL NCIC 5299 R#/AGY K04638896 CPD PCT 083 CRIM POSS WEAPON-PL 265.03 CLASS C.FEL CRIM POSS LOADED FIREARM-2ND PL 265.03 SUB 02 CLASS C FEL NCIC 5299 .tr\con# .56996982P. RESISTING ARREST PL 205.30 CLASS A MISD K033719 'X NO CRIM POSS WEAP-3RD: LOADED GUN PL 265.02 SUB 04 CLASS D FEL NCIC 5299 O SUB NCIC 4801 - - ARRAIGNMENT -05-26-04 CRIM COURT KINGS DKT # 2004KN033106 INITIAL REPORT OF DOCKET NUMBER MURDER 2ND: INTENTIONAL PL 125.25 CLASS A FEL SUB 01 NCIC 0999 CRIM POSS LOADED FIREARM-2ND PL 265.03 SUB 02 CLASS C FEL NCIC 5299 CRIM COURT KINGS DKT # 2004KN033106 05-26-04 CRIM POSS WEAP-3RD:LOADED GUN PL 265.02 SUB 04 CLASS D FEL NCIC 5299 ARRAIGNED 06-18-04 KINGS CO SUP CRT IND # 03289-2004 INITIAL REPORT OF INDICTMENT NUMBER

A03-0522

IRIS VELASQUEZ

8/17/03

Miss Velasquez, let's start with ahm -- let's start with ahm, your niece, the person that was unfortunately killed yesterday. Do you know where she was staying at the time that she was killed?

- A Ahm, she was staying at Jefferson.
- . Q On Jefferson? Was she staying at a particular address?
 - A Yes. I don't know the address.
- Q All right. And the niece we're referring to that's Julissa Feliciano?
 - A Yes.
- Q Do you know a person by the name of Racaseem?
 - A Yes.
- Q And how long do you know him for?
 - A Since 19 --- 1980.
- Q Miss Velasquez, you've gotta keep your voice up for me.
 - A Since 1980.
- Q Okay. Do you know Racaseem's real name?

A No.

- Q If I said it would you recognize it?
 - A Yes
- Q Okay. Garnell Thompson?
 - A Yes.
- Q Yes, that's Racaseem?
 - A Yes, that's Racaseem.

DOESN'T KNOW veg! Name to Twenty three years don't know my want.

	JM		•		
1	A03-0	522 IRIS VELASQUEZ	8/17/03		
	Q	Alright. And what's your relationship to Racaseem?			
		A Friends, not that close, friends			
	Q	Friends, okay, friends through your husband?			
		A Yes, my husband.			
	Q	Now, Racaseem, do you know how he makes his money?			
		A Yes.			
	Q	Okay. How does he make his money?			
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	A Selling weed.	-		
	Q	Where does he sell weed from?			
	i	A In front of the building (inaudible) -			
	Q	That's at 250			
		A 250 Woodbine.	٠		
	Q.	Woodbine. And how does he sell weed? Does he keep the weed on him -	• ,		
	٠	A No, he keeps it next to the garbage.			
	Q	Have you ever seen a gun on Racaseem?			
		A. No.			
	Q	Has he ever showed you a gun?			
		A No			
	Q	How would you describe Racaseem's relationship with your niece Julissa			
	Feliciano?				
		A I'd say they were good friends.			
	Q	They were good friends?	~		
	i.	Sell weed/ Never Showed go Trainson LI good Prien	91°		
		Talissa LI good Knew	077		

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.JM 8/17/03 IRIS VELASQUEZ A03-0522 Yes. A Do you know how long they knew each other for? .Q They knew each other she was a young girl. Α Since she was a young girl? Q Yes (inaudible) Since she was a baby? Q Yes. A. Okay, you gotta keep your voice up for me, okay? Q. Α Yes Okay. All right, and um, would Julissa your niece ever stay at Racaseem's Q house? Yes. A How often would she stay at his house? Like it was a everyday thing. Every day? A Yes. And do you know what they would do together? Q Hang out, smoke -A Do you know what their relationship was? Q For to me I figured that they were lovers.

Α

Q

You figured they were lovers?

At house everyday &

JM :

A03-0522

IRIS VELASQUEZ

8/17/03

- He was referring to your niece. Q.
 - Yes. A.
- And you tell him that that's true, right? Q.
 - Yes. A.
- Julissa did call the cops on him?
 - Yes.
- And that was like a month ago?
 - Yes. A.
- Okay. Now, the night of the incident, did Racaseem ever say he was gonna get

your niece back for that?

No, he never did.

Never said that? Q

Yes, he used to tell me that she got fed up already, that one day, he's A gonna put a cap on her, he don't do it because of me, because she's real close to me and because of her mother .--- to suffer

How many -- he doesn't want the mother to suffer, okay. How many times did he Q talk like that, "I'm gonna put a cap into her?"

Well he only -- he told me about twice. And he told my daughter too, he A told my daughter Irene about it.

When was the last time he said he was gonna put a cap into her?

Let's see (mumbling to herself) -- before the blackout, (inaudible) about a

For Calling Cops &

JM ·

8/17/03

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A03-0522

IRIS VELASQUEZ

Q A week ago?

A (inaudible)

Q Okay. How long before the blackout, a day, two days, three days, a week?

A (inaudible)

Q A week before the blackout he was mad enough to say he was gonna put a cap in

her?

A Uh huh.

· Q Before or after he threw her out?

A Before he threw her out.

Q Before he threw her out. And so she was still at his place?.

A Yes.

Q. Okay. Now she died Saturday morning, right?

A. Yes.

Q Friday night, did you see Racaseem?

2

A I seen him Friday night, yes.

Q What was he wearing when you saw him Friday night?

A He was wearing a green jersey with a number 34.

Q Okay. Do you know what kind of jersey it was?

A Football.

Q Football.

A Yes.

Q Do you know what team it was?

* Football Jerse X *

A03-0522

`JM

IRIS VELASQUEZ

8/17/03

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To me I'd say it was the Boston Celtics. Α

Boston Celtics? Q

> Yes. Á

Okay. That's basketball, right? Q

> (inaudible) А

You're not good with sports, right? Q

A No.

Okay. That's fine. All right. So it was a green jersey with a number 34 on it. Q

Yes. Α

Okay. What kind of pants was he wearing? Q

He had a jogging pants with the (inaudible) buttons.

The buttons - - all right. Q

MR. DEINGENIIS: The record should reflect that she's referring to the buttons on the side of the pants.

Uh huh.

Now you would pull the buttons apart. Q.

> Just like when a basketball player, you would take the..... A

So he was wearing warmup pants that can break away?

Yes.

Okay, and they are black? Q

Yes, black.

Okay, what um, do you remember what kind of shoes he was wearing that Q

X Said I was wearing jegging motst

JM

A03-0522

IRIS VELASQUEZ

8/17/03

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husband was?

- A Yes. He was around the corner from his mother's house.
- Q At his mother's house.
 - A. Yes.
- Q. Did Racaseem say anything to you when you saw him at 2:30 in the morning?
 - A Just asked (inaudible)
- Q Just asked for your husband?
 - A Yes.
- Q Okay. That's gonna conclude this tape. The time now is 10:29 P. M. Thank you very much. I appreciate it.

Asked for hosband only Dido't say was Joing to the store as Previously claimed on Pagent

17

- JM		17			
A03-	0522 IRIS VELASQUEZ	8/17/03			
Q	He was sweating, nervous?				
-	A Yes.	· .			
Q	And where did you see him at this time? Where was he?				
***********	A In my house (inaudible)				
Q	He came upstairs to your house? Did he always come up to yo	ur house at 2:30 in			
the r	norning?				
~	A No (inaudible)	• :			
Q	Was he with your husband at that time?				
	A No.				
Q	Where was your husband?	d in front of M)			
~	A My husband was outside.				
Q	Do you know where outside?	÷			
	A Well he was in front of his house, (inaudible) speakin	g to a guy that he			
kno	ow there. And then when I was walking — the same time I (inaudi	ble) Racaseem came			
wal	Okay. Pot claims I came looking to the store left turn	rhouse at 21.30AM			
0	Okay. Put clashs & come looking	then woodshirt tailed			
V	A And he told me he was gonna go to the store left turn	and made a right on			
~~~	A And he told me he was going go to the store.				
	The state of the s				
Q'	That's Racaseem?				
	A Yes.				
	A. He (inaudible) told me he had a shirt (inaudible)				
Q	I'm saying, when you saw him at 2:30 in the morning, did you know where your Say 5 She Saw Mc at 2:30 AM (and to her house. They Says Sho				
	Says she saw the art 2.30m	Carlo An and.			
	The 2 Says Sho	•			
	o recipion of the				

· JM

A03-0522

## IRIS VELASQUEZ

8/17/03

A	Uh	huh.

How do you know it was 12:40? Q

Because I had -- I had gone (inaudible) and took the (inaudible) with him A and then when I came down, that I left my mother-in-law's house, it was 12:40, he was still outside (inaudible) come in (inaudible) his house.

So that's the last time you saw him is 12:40?

#### Uh huh.

Did there come a time you saw him again after? Q

A Yes.

Okay. Tell us what happened then. Q

Then I saw him after -- he came at 2:30. (inaudible) white shirt and gray Α pants.

2:30 in the morning. Q

> Uh huh. Α

Okay. White, now it's a white shirt, was it a tee shirt? Q

> Tee shirt. Α

Tee shirt. And gray pants -- can you describe the pants? Q

> Same thing --A

Same thing, like in other words, breakaway sweats, but this time they're gray? Q

Yes. A

Okay. And how was he acting at the time that you saw him?

Acting servous' sever stated as her instial observation's
during pirot interview at 83th precisal follow of
#31 Nor did she daily to was subordivisor

Case 1:10-cv-01443-CBA Document 10-2 Filed 06/28/10 Page 47 of 50 PageID #: 195 Adnits I was west by trusty & same clothus М IRIS VELASQUEZ A03-0522 Yes. Α ....shirt Okay. Um, that was in front of your house, in front of his house, down the street, where was it? In my house and I saw him again in front of his house and all day he had Okay. Was he -- at the time you saw him, was he drinking, was he smoking? Smoking "Statement Achow-of Drinking. Α What was he drinking? Q Beer. Beer? Do you know how many beers he had? Α He had, he had more than ten beers. More than ten beers. How long did you hang out with him that day? Q No, I didn't hang out, he was -- he was there, I was hanging out, cause I hang out, I hang out with my ....... Sure. -- with my friends, and he had friends around the corner. Okay. Q And he was hanging out (inaudible) with my husband too. A Okay, well how long was he -- how long --Q He was there until midnight, about the last time I seen him was, that he really walked away, it was at 12:40 12:40. p.m. So that's Saturday morning? Q

14 "JM 8/17/03 IRIS VELASQUEZ A03-0522 night? He was wearing sneakers, black. Α Black sneakers. Q A Yes. Do you remember what kind? Q A No. Q No. No, he had ..... it was a Nike (inaudible) A A Nike slash on it? Q Yes. A Okay, and what about his hair, how was he wearing his hair that night? Q Braids, small little braids. Small little braids Q (inaudible) And was he wearing a hat or anything? He had a black hat. Now, when you saw him in this outfit, where were you? Q I was (inaudible) early, well I mean he - he had that shirt, he don't take it A off that's a everyday thing with the same shirt. He always wear that tank top and stuff? A٠

omal) little braids

Okay, that green ....?

Q

JM ·

A03-0525

# ALEX BENITEZ

8/18/03

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- Q. Okay, ahm, now, you said that you heard shots in the park, right?
  - A. Right.
- Q. Approximately how many shots did you hear?
  - A. Maybe five or six.
- Q. And now when you heard the shots, you said -- where where did that draw your attention to?
- A. To where it was coming from, the source, towards the middle of the park.
- Q. And when you looked in that direction, what did you see?
- A. I saw two people, I doubt I saw three, I saw two people and I saw the body fall and then the person looked over them facing down and continued to shoot the body after it fell on the floor.
- Q. So the person that you saw shoot the body first, before it fell then stood over the body and shot into it again?
  - A. Yes.
- Q. Approximately how many shots did you see when he was standing there like that?
  - A. Maybe five or six.
- Q. Five or six all together?
  - A. Yes.
- Q. How about when he standing over the body, when the body was already on the floor?

JM ·

A03-0525

## ALEX BENITEZ

8/18/03

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- A. Like after the first shot, or maybe the second shot, she fell, and then the rest continued to shoot down.

  Q. And how close was the guy to the body when they fired shots like that?
  - A. Maybe a couple of steps, it was face to face.
- Q. Face to face, okay. What about when he was standing over the body, how close?
  - A. Directly.
- Q. Directly over the body?
  - A. Yeah.
- Q. Okay. Did you hear anything, any words exchanged or anything?
  - A. No.
- Q. And then you said he ran out of the -- is that the exit closest to where the body was?
- A. The closest entrance to the body, was was the only entrance that were steps, and he ran down the steps and diagonally across the street and as he ran, he slowed his pace down, like to see, uh, notice and he was checking his surroundings and he walked to the corner of Knickerbocker and Weirfield and he made a left and he kept going towards the Hancock direction.
- 米
- Q. Who called the cops that night?
  - A. Me.
- Q. And you used your cell phone?